

Applicant: Coushaine, et al.

Serial No.: 10/625,819

Filed: 07/23/2003

For: SOLID STATE AUTOMOTIVE LAMP

Art Unit: 2875

Examiner: Lee, Y My Quach

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REMARKS/ARGUMENTS

The objections to the specification have been noted and appropriate corrections have been made in each instance.

The objections to the Claims have been noted and these, too, have been corrected.

Claim 1 has been amended to include the limitation of Claim 3, that is, that the support is U-shaped and that the bight of the U-shaped support is remote from the base, and Claim 3 has been canceled. The Examiner has indicated that such a claim would be allowable. It is noted that newly amended Claim 1 does not specifically recite that the U-shaped support has a bight; however, such recitation is not necessary for clarity since a U inherently has a bight.

“Inherent components of elements recited have antecedent basis in the recitation of the components themselves. For example, the limitation ‘the outer surface of said sphere’ would not require an antecedent recitation that the sphere has an outer surface.” MPEP, 2173.05(e). Rev. 1, Sept. 1995.

Since Claim 1 has been amended to include the limitation of Claim 3 and such claim has been indicated as being allowable, it follows that Claims 2 and 4-7 are also allowable since they depend from an allowable claim.

“Federal district court erred in holding that dependent claim ...was invalid for lack of novelty over prior art, since dependent claim contained all limitations of independent claim, which was correctly held nonobvious.” **Hartness International v. Simplimatic**, 2 USPQ 2d, 1826, May 12, 1987.

The dependency of Claim 4 has been changed from Claim 3 (which has been canceled) to Claim 2.

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As Claims 8-12 have been held to be allowable this application is in condition for immediate allowance and such action is earnestly solicited.

Respectfully submitted,



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